

MRS ABBIE B. RICE AND DR. RUSTIN

In Davis Trial Woman Tells of
Her Relations With Dead
Omaha Surgeon.

RECITAL WAS VERY DRAMATIC.

Evidence Given in Clear Voice, Her
Memory for Details Being
Unusually Good.

Omaha, Neb., Dec. 3.—The evidence given today by Mrs. Abbie B. Rice and the vigorous efforts of counsel for the defense to exclude that part of it connecting Charles E. Davis, the defendant with the killing of Dr. Frederick T. Rustin, were the features of the trial of Davis for the physician's murder on Sept. 2. Two or three minor witnesses were called just after court convened this morning and Mrs. Rice occupied the stand the remainder of the day. Her recital of the story of her relations with the dead surgeon was not less dramatic than on the two former occasions when she had been asked to give the details of an alleged pact to destroy three lives. Twice during the day witness and jury were dismissed while counsel argued points of law as to the admissibility of different portions of her evidence, and in each instance the state scored a clear cut victory.

By a ruling made on the last point raised the bars are let down for the hearing of Mrs. Rice's entire story, which will include that part relating to Dr. Rustin as alleged to have told her he had secured Davis to kill him.

Once during the narrative, when she referred to Rustin's mother, Mrs. Rice broke into tears, but soon regained her composure. Her evidence was given in a clear voice and with a good memory for details. Mrs. Rice had reached the point where Davis was brought into her story when she was excused for the day. Most of the day tomorrow will be taken up in completing her examination.

The defendant sat near his attorneys listened attentively to the proceedings, and on his right were his two brothers, one of whom, Frederick H. Davis, is vice president of the First National bank and the other, Lauchlin Davis, a prominent capitalist. The latter took notes for the counsel of the defense.

PRESIDENT'S MESSAGE.

It Will be Read to Congress Tuesday
Next.

Washington, Dec. 3.—The president's annual message to Congress will be read to the second session of the Sixtieth Congress on Tuesday next, instead of Monday, the opening day of Congress, according to the plan announced today. The senate will adjourn on Monday out of respect to the memory of Senator Allison, immediately after appointing a committee to wait on the president and after new members are sworn in. Speaker Cannon said today that the house also would adjourn in the same manner. Tuesday probably will be devoted solely to the reading of President Roosevelt's message.

CHANCE REMARK LEADS TO RECOVERY OF NECKLACE

New York, Dec. 3.—A chance remark to Police Inspector McCafferty of this

city by the young son of one of his friends that he knew a man who had a fine necklace for sale led to the recovery today by Garrett E. Lamb of Clinton, Iowa, of a pearl necklace said to be worth \$15,000, which had been lost since last February.

McCafferty called to see the necklace and seized it. He was told by the man who had it that a Los Angeles pawnbroker had sent it to him for disposal here. After diligent inquiry by the New York police a circular was obtained offering \$2,000 for the return of just such a pearl necklace as the one that had been seized here.

Then followed the visit of Mr. Lamb to New York and the identification of the necklace. Mr. Lamb said he was a guest in the home of Frank G. Jones in Memphis, Tenn., last February, when burglars entered the house and got away with \$25,000 worth of jewelry, of which the necklace was a part. The price asked for the necklace by the man holding it here was \$8,000.

OHIO SENATORIAL FIGHT.

Judge Taft is Merely an Onlooker in
Hot Springs.

Hot Springs, Va., Dec. 3.—A thorough canvass of the Ohio political situation was made today by President-elect Taft and Arthur I. Vorys, who stopped here today on his way to Cincinnati from Washington.

Mr. Taft is taking no part in the senatorial affair. He was told by his former chief of staff that Charles P. Taft's control of the situation was at this time most satisfactory. Mr. Vorys will take an active part in the campaign in behalf of the Cincinnati capitalist.

Senator Foraker and Representative Burton also are candidates. That the American-Japanese pact will have full weight and effect during the administration of President-elect Taft, was indicated by him tonight in the strongest terms.

Not only did Judge Taft specifically endorse the understanding in question, but added that he heartily favored every means of maintaining friendly and cordial relations between this country and the orient, and that this had always been his position.

Senator Jonathan Bourne of Oregon, who has been the golf companion of the president-elect for some weeks, left here for Washington tonight.

PEORIA CO., ILL., HOLDS RECORD FOR DIVORCES

Chicago, Dec. 3.—According to statistics Peoria county, Ill., holds the record for divorces. From Nov. 1, 1907, to Nov. 1, 1908, there was one divorce filed for every four and two-thirds marriage licenses. The United States census report gives Illinois the palm for divorces, the state average being one divorce for every 12 marriages.

ATTY. F. J. HENEY LEAVES THE HOSPITAL

San Francisco, Dec. 3.—Francis J. Heney has so far recovered from the effects of the wound inflicted by Morris Haas on Nov. 13 that he was able to leave the Lane hospital today for Kentfield, Marin county, where he will probably remain until fully restored to health and able to resume his work in the prosecution of the graft cases.

THE CORRECT TIME

To stop a cough or cold is just as soon as it starts—then there will be no danger of pneumonia or consumption. Just a few doses of Ballard's Horehound Syrup taken at the start will stop the cough. If it has been running on for some time the treatment will be longer, but the cure is sure. Sold by Z. C. M. I. Drug Store, 113 and 114 South Main Street.

RABBIT HUNT EXCURSION

to St. Johns, Utah, Sunday, Dec. 6th. One dollar for round trip via Salt Lake Route, ticket office 109 So. Main.

Monuments, headstones, inscription work. Elias Morris & Sons Co., opp. south gate Temple block.



CLOSING-OUT SALE Of LADIES' SHOES

We are going to discontinue our Ladies' Department.
Every pair of Ladies' Shoes must go, nothing reserved.

All Ladies' \$3.50 Shoes at . . . \$2.95
All Ladies' 4.00 Shoes at . . . 3.20
All Ladies' 4.00 Oxfords at . . . 2.80
Slippers and Comfort Shoes at One-Fourth Off

All our Utz & Dunn cushion soled shoes, the easiest shoe on the market today, at only . . . \$3.20

All styles of patents, vici kids and calf shoes, in light, dressy effects, or walking weights, at only \$2.95 to \$3.20.

Every pair of these shoes is of the best possible value for the money at regular prices; at these cut prices they are the greatest bargains ever offered in Salt Lake City.

No approvals, no exchanges, as we are discontinuing our ladies' department.

Don't mistake the place—next to Smith Drug Co., at corner of Second So. and Main.

Walk-Over Shoe Store

177 Main Street.

SALE BEGINS THURSDAY MORNING

CURED ITCHING PAINFUL HUMOR

Which had Spread Over Face, Body
and Arms—Swellings were as
Large as a Dollar—When they
Broke, Sores would Not Heal—
Suffered 3 Years.

MADE SOUND AND WELL
BY 3 SETS OF CUTICURA

"My trouble began about three years ago with little black swellings scattered over my face and neck. They would disappear but they would leave little black scars that would itch at times so I couldn't keep from scratching them. Later swellings would appear in the same place and they were so painful I could hardly bear it and my clothes would stick to the sores. The first doctor I went to said the disease was scrofula, but the trouble only got worse and spread. By this time it was all over my arms and the upper part of my body in big swellings as large as a dollar. It was so painful that I could not bear to lie on my back at night. The second doctor pronounced my disease inflammation of the lymphatic glands. He stopped the swellings, but when they would break the places would not heal. He tried everything that he could but to no effect. He said I might be cured but it would take a long time. I bought a set of the Cuticura Remedies and used them according to directions and in less than a week the swellings had nearly well. I continued with the Cuticura Remedies until I had used three sets, and now I am sound and well. The disease lasted three years from the time it commenced until I was cured. Before Christmas something broke out on my seven year old brother's hands in the form of large sores. I tried everything I could think of but to no effect until I happened to think of Cuticura and one application cured him. Also, on long ago, my sister got a bad burn on her ankle. I have been using Cuticura on that and it gave her scarcely any trouble. O. L. Wilson, Purveyor Tenn., Feb. 8, 1908."

Warm baths with Cuticura Soap, gentle anointments with Cuticura Ointment and mild doses of Cuticura Pills, afford immediate relief and point to a speedy cure of torturing, itching humors of the skin, scalp and blood of infants, children and adults, when all else fails.

Cuticura Soap (2c) to Cleanse the Skin, Cuticura Ointment (10c) to Heal the Sores, Cuticura Pills (50c), (or in the form of Chocolate Coated Pills 25c per box) to Purify the Blood, to be used throughout the world. Potter Drug & Chem. Corp., Salt Lake City, Utah, U.S.A.

—Mailed Free, Cuticura Book on Skin Diseases

CHURCH SLUM WORKER GETS INTO TROUBLE

Chicago, Dec. 4.—Miss Elizabeth Duffy, who is connected with the Moody church corps of slum workers, was arrested yesterday by Patrolman James Knapp and locked up at Chicago avenue station. She was released early in the evening on bonds furnished by Ervin Y. Wooley, an officer of the Moody church.

Miss Duffy for the last five years has been a nightly visitor to north side saloons in her efforts for the regeneration of drunkards. She entered Tom Kerwin's saloon and exhorted the proprietor to give up his business and seek other paths. Kerwin said she became demonstrative and he called the patrol wagon. "I was talking to Mr. Kerwin about the beauties of a religious life when he called the police to take charge of me," Miss Duffy said. "I thought he was joking and it appears the policeman did also, as he walked away. The proprietor then went to a telephone and called for the patrol wagon. He did not order me to leave nor was any violence offered. I was just arrested. It is a new experience to me."

TRUST METHOD OF ABSORBING RIVALS

Told of in Suit of State of Mis-
souri Against International
Harvester Company.

FIERCE COMPETITION FIRST

When Business is Sufficiently Demor-
alized and No Longer Profitable,
Plants Are Bought Up.

Jefferson City, Mo., Dec. 3.—How the International Harvester company of America obtained control of several of its subsidiary plants was told today when the hearing of the ouster suit of the state of Missouri against the company was resumed before Theodore Bruce, special commissioner, Vice President William H. Jones of Foster, Cal., and J. J. Glassner of Chicago of the International Harvester company of New Jersey were the witnesses.

Mr. Jones told of a visit to New York in 1902, which, he said, he made at the request of Judge Gary of the United States Steel corporation. Judge Gary introduced him to George W. Perkins of J. P. Morgan & Co., who requested him to sell a plant at Plano, Ill. When the check of sale was signed, said Mr. Jones, all property involved was turned over to a Mr. Lane to hold until the organization of a new company.

Mr. Jones said that he was willing to sell the Plano plant because fierce competition had demoralized his business and there was no money in sight for dividend payments. The sale took place July 24, 1902.

When the new company was formed it had \$120,000.00 capital, of which \$40,000.00 was in cash and an equal amount in stock certificates of the consolidated companies. He said that the International Harvester company had paid dividends since 1902 of \$21,500,000 and has a surplus of \$12,000,000. He added that the increase of about 5 per cent in the selling price of harvesters had been caused by increased cost of labor and material.

Mr. Jones testified that the new company bought outright the Milwaukee Harvester company of Wisconsin and changed its name to the International Harvester company of America.

This is the company that does business in Missouri as an agent of the New Jersey corporation. Mr. Jones ended his testimony by contending that the consolidated company had not destroyed competition in the harvester business. Each witness asserted that there was no "trust" agreement involved in the organization, the company being formed solely for the purpose of bettering business conditions.

ROOT'S RESIGNATION ACCEPTED.

Olympia, Wash., Dec. 4.—Gov. Mead yesterday accepted the resignation of Supreme Justice Milo A. Root and appointed Superior Judge Stephen J. Chadwick of Colfax his successor. In accepting Judge Root's resignation Gov. Mead made no comment whatever. Judge Chadwick is one of the judges of the supreme court and will begin his regular term the second Monday in January. It will be necessary for the incoming governor to appoint another justice to fill out the new term for which Judge Root was elected Nov. 3.

IT IS A WONDER.

Chamberlain's Liniment is one of the most remarkable preparations yet produced for the relief of rheumatic pains, and for lame back, sprains and bruises. The quick relief from pain which it affords in case of rheumatism is alone worth many times its cost. Price, 25 cents; large size 50 cents. For sale by all druggists.

YOU NEEDN'T.

You needn't keep on feeling distressed after eating, nor belching, nor experiencing nausea between meals. In other words, you needn't keep on being dyspeptic, and you certainly shouldn't. Food's Sarsaparilla cures dyspepsia—it strengthens and tones the stomach, perfects digestion, creates a normal appetite, and builds up the whole system.

Expert Kodak Finishing.
Harry Shipley, Commercial Photo-
grapher, 151 South Main, second floor.

The man who or-
ders the coal some-
times forgets the
woman who burns
it.

WESTERN FUEL CO.

73 Main Street.
Tel. 719.

Christmas
Presents
for
Automobile
Owners

One of these hamper to
carry lunches and outing
supplies is just the thing.
Knives, forks, plates, spoons
and cups. They last for-
ever.

SCHRAMM'S,
"WHERE THE CARS STOP"
New stock of stamps.

TO-NIGHT
Caracab
THEY WORK WHILE YOU SLEEP
25c. 50c.

SUIT NEED CLEANING?

Send it to the REGAL and be
sure that it will be cleaned right

KLEAN KOAL

Our Motto: A satisfied customer the
best Adv.
CO-OP. FUEL CO.,
Phones 442, 346 So. 3rd West.

Leyson's Christmas Opening

Saturday, Dec. 5th, from 2 to 10 p. m., we in-
vite everyone to our opening display of exquisite
wares. It is needless to state that if we did not
have something unusual and exclusive to show we
would not invite you.

Our invitation is to the people and not to any
class. Our wares are all of a high standard in
every department, but our departments cover lines
bought for the wage earner as well as for the car-
riage trade.

Carnations will be given all lady callers, and
from 6:30 to 10 p. m. an orchestra will add charm
to the brilliancy.

The name Leyson's stands for CLASS and not
PRICE, and those who assume that it costs more to
buy jewelry and kindred lines from a beautifully
equipped store like ours than from any old shop
are deceiving themselves.

The quantity of goods we handle and our con-
stant search of the markets for the best lines for
the least money for cash, makes it possible for us
to sell many lines at a profit as low as some of our
competitors can buy them. This statement is not
an idle dream, but a convincing fact to the shopper
who investigates. The name Leyson's on a box
costs nothing, but rather guarantees the quality of
the contents and makes happy the recipient.

PHONE 65
FOR THE
CORRECT TIME

Leyson's
JEWELERS.
136 MAIN ST.
SALT LAKE CITY.

Then come and
and see our
Herd of Elephants

Long-Faced People

are not pleasant company. They bore when talking about
their ills and ailments. They can't keep their minds off them-
selves. If they would set to work and get their stomachs, livers
and bowels in proper order, they would soon

Become Cheerful and Healthy

When people grow cross, grouchy and grumpy, and the cor-
ners of their mouths begin to sag, it's high time for them to
take Beecham's Pills, and get the bile, bowels, stomach and
blood in healthy condition, for these surely need attention.

After a Short Course of

Beecham's Pills, smiles take the place of frowns, for the digestion
is strengthened, the appetite improved; the liver works, the
bowels act, and no hideous dreams disturb the sleep.

To make and keep people fit, well and cheery, there is no
medicine known to mankind so good as

Beecham's Pills

Sold Everywhere in Boxes, 10c. and 25c.

Cures Biliousness, Sick
Headache, Sour Stom-
ach, Torpid Liver and
Chronic Constipation.
Pleasant to take

ORINO

Laxative Fruit Syrup

Cleanses the system
thoroughly and clears
sallow complexions of
pimples and blotches.
It is guaranteed

FOR SALE BY F. J. HILL DRUG COMPANY, SALT LAKE CITY.